

March 03, 2022

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS (EL PASO)**BY: Michael Trujillo
DEPUTY

ERIK SALAIZ, an individual,

Plaintiff,

v.

TAX ADVOCATE GROUP, LLC, a
California limited liability company;
JONATHAN PINEDA, an individual,

Defendants.

Case No. 3:22-cv-00007-KC
Honorable Kathleen Cardone**PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE****TO THE HONORABLE COURT AND ALL PARTIES:**

With Defendants Tax Advocate Group, LLC and Jonathan Pineda neither having answered nor filed a motion to dismiss or for summary judgment, Plaintiff Erik Salaiz, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), hereby dismisses this action with prejudice, with each party to bear its own costs, attorneys' fees, and other fees. *See, e.g., Bailey v. Shell Western E&P, Inc.*, 609 F.3d 710, 719 (5th Cir. 2010) (holding the plaintiff has an "absolute right" to a Rule 41(a)(1) dismissal, which right "may not be extinguished or circumscribed by adversary or court") (internal quotation marks and citations omitted).

Dated: March 1, 2022

Respectfully submitted,



Erik Salaiz (*Pro Se*)
319 Valley Fair Way
El Paso, TX 79907
e-Mail: salaiz.ep@gmail.com

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**UNITED STATES DISTRICT COURT
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Hon. Kathleen Cardone
U.S. District Judge